IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR

Second Appeal No.686 of 2006

(Nimai s/o Buddhunath Kundu v. The Tahsildar, Chamorshi, and another)

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Office Notes, Memoranda of Coram, appearances, Court's orders or directions : Court's or Judge's orders and Registrar's orders.

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Shri N.D. Thombre, Advocate for Appellant.
Shri A.M. Deshpande, AGP for Respondents.

CORAM : R.C. Chavan, J.
DATE : 3rd December, 2007

1. The appellant is aggrieved by the judgment of the learned District Judge, Gadchiroli, whereby the learned District Judge set aside the judgment and decree passed by the Trial Judge in appellant's favour restraining the respondents – Tahsildar and State – from obstructing appellant's construction over a plot of land, which was allotted to the appellant in the year 1986 for a period of three years. The appellant seems to have raised a construction without obtaining any permission whatsoever and wants that the respondents should not obstruct the construction so carried out.

2. No fault can be found with the judgment of the learned District Judge upsetting the Trial Court's judgment. No question of law muchless substantial question of law arises in this appeal.

3. The second appeal is, therefore, dismissed.

JUDGE

pdl